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ANNUAL REPORT

ON THE

ADMINISTRATION OF CRIMINAL JUSTICE

IN THE

PROVINCE OF COORG,

for the year 1882,

BY

C. G. PLUMER, Esq., M. C. S.,
Offg. Judicial Commissioner,

WITH

REVIEW BY J. B. LYALL, Esq., B. C. S.,
Offg. Chief Commissioner.

XIIIB

Proceedings of the Chief Commissioner of Coorg, (Judicial),—dated 4th August 1883.

READ—

The Annual Report by the Judicial Commissioner on the administration of Criminal Justice in the Province of Coorg for the year 1882.

No. 756—252, DATED BANGALORE, 4TH AUGUST 1883.

REVIEW BY THE OFFG. CHIEF COMMISSIONER.—There was no change in the number or constitution of the Criminal Courts of the Province during 1882; the total charges of the Courts, civil and criminal, which amounted to Rs. 55,762, exceeded those of 1881 by Rs. 768. But on the other hand there was an increase of Rs. 11,488 in the receipts which amounted to Rs. 65,966 as against Rs. 53,478 in the previous year. The increase in the cost of the Courts was due to the increased pay granted to some of the Subedars and Parpattegars during the year in pursuance of the general measure for equalizing the pay of Native judicial officers.

2. The number of complaints and offences reported was 1,753 or 390 more than in 1881. Of these cases only 191 were struck off as groundless at first hearing, 121 were undetected; the remaining 1,441 cases having been admitted by the Magistrate at first hearing, or sent up by the Police, are shown in the statement as "returned as true." Undetected cases are ordinarily real cases in which no clue to the offenders was obtained. It seems therefore misleading to exclude them from cases returned as true.

On the other hand the small percentage of convictions in cases taken up direct by the Magistrates, and the opinions of the District Magistrate and Sessions Judge recorded in their reports, support the Judicial Commissioner's conclusion that the Magistrates admit too many cases on their files at first hearing.

Of the 1,441 cases tried, 1,154 were taken up direct by the Magistrates, and in these the percentage of convictions was 40·21 only; the remaining 287 cases were sent up by the Police and in them the percentage of convictions was as high as 61·07. Only 11 cases were pending at the close of the year. The average duration of cases disposed of was 3·60 days which is satisfactory. The number of persons brought to trial was 2,305 as against 2,000 in 1881. Convictions were obtained against 44·4 per cent as compared with 41·05 in 1881.

3. The comparative table of heinous offences brought to trial given in para 8 of the Judicial Commissioner's report shows a large increase in the number of cases: there is an increase under every head except robbery. But the results of the trials and the District Magistrate and Sessions Judge's reports show that many of the offences charged were in all probability not committed. The fact that no conviction was secured in the 6 trials for murder or attempt to murder calls for some notice. The facts appear to be as follows:—There were 4 cases of murder and 2 of attempt. Of the former one was a case of poisoning, but there was no evidence to prove that the accused administered poison. Another was a case in which a Coorg killed his child aged 2 years and was supposed to be mad and died in Jail while under trial. Another case was one in which a woman was charged with having applied arsenic to her breasts and caused her niece to suck her breast. The child died, the medical evidence showed that death was caused by arsenical poisoning, but the Sessions Judge found that there was not sufficient evidence to warrant the conviction of accused. In the 4th case of murder the woman was charged with the murder of her new born infant, the Sessions Judge found that there was not sufficient evidence that the infant was killed but on their own admission, the mother and 2 others were convicted under Section 318 of Indian Penal Code.

Of the two cases of attempt to murder, in one a man was charged with having poisoned his brother, but no trace of poison was found by the Chemical Examiner. So the accused was discharged.

In the other case the Sessions Judge found that there was no attempt at murder, but that the complainant was accidentally wounded.

The large apparent increase of cases of theft is said by the District Magistrate to be due to the Police having taken up as theft cases, disputes among partners and relations which ought more properly to have formed the subject of civil suits.

4. Statement No. 2 shows a large increase in the number of charges of hurt, assault, and insult. The District Magistrate is of opinion that many persons were convicted of hurt who ought rather to have been found guilty of the smaller offence of assault, and he adds that an unusual number of complaints of assault, &c., were frivolous and were withdrawn or dismissed for default.

Most of the cases under the head of special and local laws were under Act XIII of 1859; of these 365 cases were instituted as against 317 in 1881; 250 cases involving 319 persons were tried; 141 persons were discharged; and 178 were ordered to do work. On the whole the Officiating Chief Commissioner sees no reason to think that there has been a large increase of crime in the year, or that the Courts have failed to convict an unusual number of real offenders. Many groundless complaints seem to have been made and the Police seem to have taken up some cases which they might better have left alone.

5. In the statements and in the Judicial Commissioner's report under head of frivolous complaints disposed of summarily under Section 209, all the persons concerned are shown as discharged, not as convicted.

This seems to be a mistake, as it is stated elsewhere that in all these cases compensation was awarded to the accused. In orders under Section 209 it is the complainant who is the person either convicted or discharged.

6. As the total number of witnesses examined during the year, *viz.* 4,137, is the highest on record, it is all the more satisfactory to notice that no witness has been detained beyond the second day.

7. The punishments inflicted appear to call for no remark. As required by the Government of India in letter No. 9—725, dated the 26th May 1882, new statements regarding the particulars of whipping are appended to the report.

8. Fines seem to be very imperfectly realized. The District Magistrate writes as follows on the subject:—

"The fines imposed during the year aggregated Rs. 7,593—15—0 Of this, Rs. 5,548—8—3 were recovered and Rs. 730—0—0 were remitted on appeal, leaving a balance of Rs. 1,315—6—9 outstanding at the close of the year the fines imposed in 1881 amounted to Rs. 14,078—12—6.

"Of Rs. 10,583—14—5 on account of fines uncollected for previous years, Rs. 162—4—0 were recovered and Rs. 2,863—4—10 were struck off the accounts, as the period of six years expired since sentences were passed, which leaves a balance of—

	Rs.	7,558	5	7
Add amount outstanding for 1882	„	1,315	6	9
		8,873	12	4

"This unrecovered balance is composed of the following items:—

	Rs.	As	P
Due by persons who are dead and left no property ..	1,142	8	11
By persons who cannot be found	4,472	4	6
By persons who have no property at present ..	3,258	14	11
Total....	8,873	12	4"

Proceedings of the Chief Commissioner of Coorg, (Judicial), —dated 4th August 1883.

The above explanation does not seem satisfactory and appears to show either that sufficient trouble is not taken to collect fines, or that fines are imposed when some other form of punishment would be more suitable to the circumstances of the offender.

9. During the year under review 39 appeals were filed in the Lower Appellate Courts and of this small number as many as 13 or 33 per cent of the convictions were reversed. This is a large percentage of reversals. The average duration of these appeals was 10 days only which is satisfactory. The number of appealable cases should be stated in the reports in future as was done in 1881, for without that information no correct idea of the increase or decrease of the number of appeals can be formed.

10. The criminal work of the Judicial Commissioner's Court was extremely light. The regular appeals preferred during the year numbered only 6, as against 16 in 1881. Of these 5 were disposed of with an average duration of 8·15 days for each case as compared with 27 days in the previous year.

H. WYLIE, MAJOR,
Secretary.

To —The Judicial Commissioner of Coorg.
The Commissioner of Coorg.
The District Magistrate of Coorg.

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C. G. PLUMER, Esq., M. C. S.,
Offg. Judicial Commissioner of Coorg.

I have the honor to submit for the information of the Chief Commissioner, the Report on the administration of Criminal Justice in the Province of Coorg during the year 1882, together with the Statistical Returns Nos. 1 to 6 and 13, prepared in the forms prescribed by the Government of India.

2. The new statements regarding the particulars of whipping for 1882, as prescribed by the Government of India in letter No. 9—725, dated 26th May 1882, are also submitted.

3. *Classes of Courts.*—There were 22 Courts exercising criminal jurisdiction, *viz*:—

Courts of Parpattegars	11
Courts of Subedars	8
Court of 2nd Assistant Commissioner	1
District Magistrate's Court	1
Sessions Court	1
	22

4. *Receipts and charges of Courts.*—The total receipts of the Courts were Rs. 65,966—5—9, and the aggregate cost amounted to Rs. 55,751—10—11, giving a net profit of Rs. 10,214—10—10.

5. The receipts were from the following sources:—

	Rs.	A.	P.
Court Fees Stamps	60,758	14	0
Magisterial fines	5,170	15	0
Value of unclaimed property	566	0	0
Miscellaneous fines	75	2	8
Stamp penalty	461	0	0
Stamp duty	72	13	0
Cost on account of suits by paupers	58	12	0
Total Rupees....	67,163	8	8
Deduct commission on sale of stamps	1,197	2	11
Balance Rupees....	65,966	5	9

6. *Offences reported.*—The total number of offences reported in 1882 was 1,753 against 1,363 in the previous year; giving an increase of 390.

7. Of the offences reported, 191 were struck off under Section 147 of the Criminal Procedure Code, 121 were undetected, leaving 1,441 as the number of cases returned as true.

8. *Heinous offences.*—The annexed comparative table shows the heinous offences brought to trial and the persons involved in them:—

	1881.		1882.		Increase.		Decrease.	
	Cases.	Persons.	Cases.	Persons.	Cases.	Persons.	Cases.	Persons.
False evidence and offences against public justice	12	16	14	21	2	5	...	...
Offences affecting life	8	8	7	9	4	1	...	...
Miscarriage	1	1	1	6	...	5	...	...
Kidnapping, forcible abduction, slavery and forced labor	1	1	6	7	5	6	...	...
Rape	3	3	5	7	2	4	...	...
Theft	117	232	152	271	35	39	...	...
Extortion	1	3	2	3	1	...	...	...
Robbery and dacoity	6	21	1	2	...	...	5	19
Criminal breach of trust	11	11	15	15	4	4	...	..
Receiving of stolen property	5	14	5	13	..	...	...	1

9. *False evidence.*—Fourteen cases were brought to trial for false evidence and offences against public justice, affecting 21 persons; 8 were acquitted and 13 convicted.

10. *Murder.*—Four cases of murder were brought to trial. In 3 cases the accused were acquitted or discharged. In the other case, the accused died during trial.

11. *Culpable homicide.*—There were no cases of culpable homicide brought to trial.

12. *Attempt at murder.*—Two persons were put on trial for attempt at murder. One was discharged by the Magistrate and the other was acquitted by the Sessions Court.

13. *Grievous hurt.*—Fourteen persons were put on their trial for grievous hurt Of these, 12 were convicted and 2 were acquitted.

14. *Dacoity.*—No dacoity case was brought to trial during the year.

15. *Theft.*—There were 152 cases of theft involving 271 persons. 148 persons were convicted, 114 were acquitted, 3 died or escaped and 6 were pending trial.

16. *Cattle theft.*—There were 5 cases of cattle lifting. 18 persons were convicted and 2 were discharged.

17. *Special and local laws.*—There was a slight increase in the number of cases brought to trial under local and special laws.

18. The District Magistrate has reported that the increase is due to the prosecutions instituted under the Pound Rules, the Indian Post Office, the Indian Arms, the Prisons Acts, the Forest Rules, and proceedings sanctioned by the Code of Civil Procedure.

19. In prosecutions instituted under special and local laws, 278 persons were convicted and 188 acquitted or discharged.

20. *Miscellaneous proceedings under the Criminal Procedure Code.*—There were 24 cases affecting 46 persons, as against 32 cases and 63 persons in 1881.

21. The nature of the proceedings were as follows:—

	No. of persons convicted.	No. of persons discharged.
Frivolous or vexatious complaints summarily dealt with under Section 209 of the Criminal Procedure Code ..	0	32
Forfeiture of bail or recognizance	1	0
Contempt of Court	2	0
Proceedings to prevent breach of the peace .. .	1	1
Security for good behaviour	1	0
Proceedings against local nuisances	0	7
Possession	0	1

22. *Compensation under Section* 209, *Criminal Procedure Code.*—The amount of compensation awarded under Section 209 of the Criminal Procedure Code in frivolous or vexatious complaints was Rs. 157—4—0.

23. *Work in Magistrates' Courts.*—The number of cases tried and disposed of was 1,412 affecting 2,281 persons.

24. Of the 1,441 cases returned as true, 1,154 were taken upon complaints by the Magistrates, and 287 were sent up by the Police.

25. The annexed table shows the percentage of convictions to persons involved in cases upon complaints preferred and brought by the Police :—

	Brought to trial.	Convicted.	Percentage.
Upon Complaints	1,840	740	40·21
Brought by the Police	465	284	61·07

26. From the above it will be seen that 40·21 and 61·07 per cent were convicted, and the rest acquitted or discharged. The percentage of convictions in Police cases is very fairly high.

27. Though the Magistracy has struck off 191 cases under Section 147 of the Code of Criminal Procedure, a larger number might probably be so dealt with if greater care were taken by Magistrates to sift complaints carefully before admitting them on their files.

28. *Results of trials.*—The results of trials were as follows :—

	1881.		1882.	
	Persons.	Percentage.	Persons.	Percentage.
Died, escaped, &c.	1	0·05	4	0·17
Discharged or acquitted	1,152	57·8	1,251	54·22
Convicted. { On regular trial	737	36·98	943	40·87
Convicted. { On summary trial ...	84	4·21	81	3·51
Committed or referred	19	0·95	28	1·21

29. The distribution of work in the several Magistrates' Courts was as follows:—

	1881.	1882.	Increase.	Decrease.
	Cases.	Cases.	Cases.	Cases.
Parpattegars	328	438	110	...
Subodars	446	495	49	...
Second Assistant Commissioner's Court	30	1	...	29
District Magistrate	310	478	168	...

30. The Courts that show a large increase of work are those of the Parpattegars and District Magistrate. The decrease in the 2nd Assistant Commissioner's Court was owing to his having ceased to exercise criminal powers in the beginning of 1882 when he was made a purely civil judge.

31. *European British subjects.*—Ten persons were tried in 1882. Of these, 6 were convicted and the remaining 4 were discharged or acquitted

32. *Pending cases.*—At the close of the year there were in arrears 11 cases involving 26 persons, as against 14 cases and 26 persons in the previous year.

33. *Average duration of trials.*—The average duration was about 3·60 days as against 2·68 days in 1881.

34 *Court of Sessions.*—Eighteen cases were tried before the Court of Sessions as against 11 in the previous year.

35. Of the 28 persons concerned, 16 were convicted, 9 acquitted and 1 died, while reference was being made to the Local Government on the ground of his insanity.

36. Two persons were left pending trial at the close of the year.

37. *Use of assessors.*—All the above cases were tried with the aid of assessors.

38. In 13 cases, the Judge agreed with the Assessors. In 3 cases the Judge differed from one Assessor, and in two cases from both the Assessors.

39. *Witnesses examined.*—Four thousand, one hundred and thirty-seven witnesses were examined. Of these, 98·16 per cent were detained for 1 day, and 1·84 per cent for 2 days. No witness was detained over two days, this is very satisfactory.

40. *Punishments.*—The following statement exhibits the sentences imposed on convicted persons in 1882·—

Punishment.	Number.	Percentage.
Death	...	...
Transportation	...	...
Imprisonment ... { Rigorous	192	17·09
Imprisonment ... { Simple	34	3 02
Fine	658	58·60
Whipping	52	4 63
Persons ordered to give security to keep the peace	186	16 56
Persons imprisoned in default of giving security for good behaviour ...	1	0·09

41. No sentence of transportation was passed as against 2 in 1881.

42. *Terms of imprisonment.*—One hundred and seventy-three persons including juvenile offenders were imprisoned for varying terms not exceeding 6 months.

Forty-nine persons between 6 months and 2 years.

Four persons were sentenced by the Court of Sessions to a term of 7 years and under.

43. *Details of fines.*—Six hundred and forty-four persons were fined Rs. 50 and under, and 14 persons to fines varying from sums above Rs. 50 to Rs. 1,000.

44. *Persons ordered to find security.*—One hundred and eighty-six persons were ordered to find security. Of these, 178 persons were tried under Act XIII of 1859.

45. *Whipping.*—There were 52 persons whipped. The maximum number of stripes inflicted was 30.

46. *Whipping in lieu of other punishments.*—The offences for which whipping was inflicted in lieu of other punishments were—

Theft under Section 379, 380, 381, 382 of the Indian Penal Code	21
Receiving stolen property	10
House-breaking and house-breaking by night ..	2

47. The above persons were punished with whipping on 1st conviction.

48. *In addition to other punishments.*—Two persons were whipped in addition to other punishments for theft undr Section 380 of the Indian Penal Code.

49. *Juvenile offenders whipped.*—Of the aggregate number of 52 persons whipped, 17 were juvenile offenders and were punished for uttering words, &c., with intent to wound religious feelings.

For thefts under Sections 380, 381.

For receiving stolen property and for fraudulently using false weights.

50. *Whipping compared with other punishments.*—The relative number of times whipping was awarded as compared with other punishments was as follows:—

Punishments.	Number.
Total number of whippings awarded	52
Total number of other punishments	1,071
Percentage of whippings	4 63

51. *Fines.*—The fines imposed amounted to Rs. 7,593—15—0 and the amount realized was Rs. 5,710—12—3 including part of the balance of the previous year.

52. *Compensation.*—The amount of compensation awarded to complainants was Rs. 1,489—10—0. Of this sum, Rs. 502—1—7 were actually paid to parties.

53. *Appeals.*—There were 39 appeals preferred in which 49 persons were concerned.

54. They were disposed of by the District Magistrate and by the Court of Sessions.

55. *Results of appeals.*—The results of disposals were as follows :—

	Cases.
Confirmed	25
Reduced	1
Reversed	13

56. The average duration of appeals was 12 days in the District Magistrate's Court and 8 days in the Sessions Court.

57. *Judicial Commissioner's Court as High Court.*—Six appeals were instituted and the persons concerned were 9.

58. In the case of 4 persons the sentences were confirmed, sentences were reversed in the cases of 3 persons and in the case of 1 person the proceedings were quashed.

59. One appeal in which one person was involved was pending at the end of the year.

60. The average number of days for each appeal was 8·15.

61. *As a Court of revision.*—Two cases were sent up by the Sessions Judge for revision of sentence or order under Section 297, Criminal Procedure Code, 4 cases were called for by this Court on perusal of monthly statements, and 4 petitions were received from parties.

62. There were thus 10 cases affecting 10 persons for disposal.

63. In 6 cases the Judicial Commissioner declined to interfere with the proceedings.

64. In two cases the sentence was modified.

65. In one case the sentence was set aside and one case was left in arrears at the close of the year, which was since disposed of.

BANGALORE,
25*th May* 1883.

C. G. PLUMER,
Offg. Judicial Commissioner.

JUDICIAL STATEMENT 1.—CIVIL.

Statement showing the Number of Judicial Divisions and the Number of Officers exercising Appellate or Original Jurisdiction in the Province of Coorg on the last day of the year 1882, with the Cost of Tribunals.

Name of Province.		Area.	Population.	Number of Divisions for Courts under Chief Court, but superior to Chief Courts of Districts.	Number of Districts	Number of Sub-Districts.	Total Number of Officers exercising Original or Appellate Jurisdiction.					Total Number of Cases decided.				Total Receipts of the Courts.	Total Charges of the Courts.	Remarks.
							Judges of Chief Court of Province.	Judges of other Courts superior to Chief District Courts.	Judges of Chief Courts of Districts.	Judges of District Courts other than Chief Courts.	Judges of other Subordinate Courts	Original. Regular.	Original. Miscellaneous	Appeals. Regular.	Appeals. Miscellaneous			
1		2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
Province of Coorg. Territory subject to the Judicial Commissioner's Court.	Civil ...	1,568	178,302	...	1	1	1	...	1	1	15	3,121	483	187	28	65,966 5 9	55,751 10 11	
	Criminal ...			...	1	2	1	...	1	1	20	1,430	24	38	..			
	Total...	1,568	178,302	...	...	...	...	...	...	...	..	..	...	..	...	*65,966 5 9	55,751 10 11	

	Rs.	A	P.
*Court fees stamps	60,758	14	0
Magisterial fines	5,170	15	0
Value of unclaimed property ...	566	0	0
Miscellaneous fines .	75	2	8
Stamp penalty .	461	0	0
Stamp duty .	72	13	0
Cost on account of suits by paupers . .	58	12	0
. Total Rs.	67,163	8	8
Commission on stamps .	1,197	2	11
Balance Rs. .	65,966	5	9

ABSTRACT.

COURTS

Grades of Courts.		Original. Criminal.	Original. Civil.	Appeal. Criminal.	Appeal. Civil.
Native Officers. .	11 Parpattegars ...	11	7	..	...
	8 Subedars	8	8	...	...
	1 Asstt. Commissioner ...	1	1	1	1
European Officers	District Magistrate ...	1	...	1	...
	Commr. and Sessions Judge...	1	1	1	1
	Judicial Commissioner ...	...	...	1	1
	Total.....	22	17	4	3

JUDICIAL STATEMENT 2.—CRIMINAL.

Statement of Offences reported and of Persons tried, convicted and acquitted of each class of offence in the Province of Coorg in the year 1882.

Description of Offences.	Number of offences reported.	Number of cases returned as true.	Number of cases brought to trial during the year.	Number of Persons— Under trial during the year, including pending from previous year.	Acquitted or discharged.	Convicted.	Died, escaped or transferred to another Province.	Remaining under trial.	Remarks.
1	2	3	4	5	6	7	8	9	10
Offences against the State, Chapter VI of the Indian Penal Code	...	...	...	...	...	...	...	..	
Do relating to the Army and Navy, Chapter VII.	...	..	...	...	...	...	...	...	
Do against the public tranquillity do VIII.	5	5	5	23	...	23	...	...	
Do by or relating to public servants do IX.	3	3	3	5	4	1	...	...	
Contempts of the lawful authority of public servants do X.	16	16	16	27	6	21	...	..	
False evidence and offences against public justice do XI	14	14	14	21	8	13	...	..	
Offences relating to coin and Government stamps do XII.	2	1	1	1	1	...	...	...	
Do relating to weights and measures do XIII.	7	7	7	8	...	8	...	...	
Do affecting the public health, safety, convenience, decency and morals do XIV.	8	8	8	28	7	21	..	...	
Do relating to religion do XV.	3	2	2	13	6	7	..	...	
Offences affecting the human body, Chapter XVI. — Offences affecting life ...	8	7	7	9	8	...	1	.	
Causing of miscarriage, injuries to unborn children; exposure of infants and the concealment of births ...	2	2	1	6	1	3	...	2	
Hurt	82	68	66	148	66	75	.	7	
Wrongful restraint and wrongful confinement. ...	557	524	523	886	660	221	...	5	
Criminal force and assault...									
Kidnapping, forcible abduction, slavery and forced labor. ...	7	6	6	7	3	4	...	...	
Rape ...	5	5	5	7	7	...	..	...	
Unnatural offence ...	..	...	...	...	...	...	...	...	
Offences against property, Chapter XVII. — Theft	211	156	152	271	114	148	3	6	
Extortion	2	2	2	3	3	...	..	...	
Robbery and dacoity ..	4	1	1	2	2	..	...	..	
Criminal misappropriation of property. ...	15	12	12	18	10	8	...	..	
Criminal breach of trust ...	20	15	15	15	6	9	...	...	
Receiving of stolen property...	6	6	5	13	2	10	..	1	
Cheating	13	8	8	9	8	1	...	...	
Fraudulent deeds and disposition of property ...	...	.	...	...	...	...	...	...	
Mischief	120	80	79	125	93	28	...	4	
Criminal trespass ..	44	24	23	29	15	13	...	1	
Offences relating to documents and to trade or property marks Chapter XVIII..	1	1	1	1	..	1	...	...	
Criminal breach of contracts of service do XIX ...	...	...	..	...	...	...	...	...	
Offences relating to marriage do XX ..	12	6	6	10	7	3	..	...	
Defamation ... do XXI ...	2	2	2	2	...	2	..	...	
Criminal intimidation, insult and annoyance do XXII...	119	112	112	152	26	126	...	...	
Offences under special and local laws ..	465	348	348	466	188	278	...	..	
Total	* 1,753	1,441	1,430	2,305	1,251	1,024	4	26	

* Out of 1,753 cases, 191 cases have been dismissed by the Magistrates under Section 147 of the Criminal Procedure Code.

JUDICIAL STATEMENT 3.—CRIMINAL.

Statement of Miscellaneous Proceedings under the Criminal Procedure Code in the Province of Coorg in the year 1882.

Nature of Proceedings.	Total number of cases before the Courts during the year.	Number of persons concerned.	Number of persons discharged.	Number of persons convicted.	Remarks.
1	2	3	4	5	6
1. Frivolous or vexatious complaints, summarily dealt with under Chapter XVI, Section 209	16	32	32	...	
2. Proceedings against witnesses under Chapter XXVI	...	...	...	...	
3. Forfeiture of bail or recognizance under Chapter XXVIII	1	1	...	1	
4. Non-attendance of Jurors or Assessors, Chapter XXIX, Section 414	...	...	...	...	
5. Contempts of Court under Chapter XXXII	2	2	...	2	
6. Proceedings under Chapter XXXVII to prevent breach of the peace	2	2	1	1	
7. Security for good behaviour under Chapter XXXVIII	1	1	...	1	
8. Proceedings against local nuisances, Chapter XXXIX	1	7	7	...	
9. Possession, Chapter XL	...	...	1	...	
10. Maintenance, Chapter XLI	1	1	...	...	
Total	24	46	41	5	

JUDICIAL STATEMENT 4.—CRIMINAL.

Statement showing the General Result of Criminal Trials in the Tribunals of various classes in the Province of Coorg in the year 1882.

Class of Courts.	Total number of persons under trial.	Persons whose cases were disposed of—					Persons remaining under trial at the end of the year.	Number of cases disposed of during the year.	Average number of days during which each case lasted.	Number of witnesses examined.	Remarks.
		Died, escaped or transferred to another Province.	Discharged or acquitted.	Convicted.		Committed or referred.					
				On regular trial.	On summary trial.						
1	2	3	4	5	6	7	8	9	10	11	12
Village Officers	...	...	...	...	...	...	...	...	...	...	
Subordinate Magistrates. Special Magistrates under Section 42... ...	...	...	...	...	...	...	...	...	...	...	
Subordinate Magistrates. Honorary Magistrates sitting singly	...	...	...	...	...	...	...	...	...	...	
Subordinate Magistrates. Stipendiary Magistrates sitting singly. ...	1,583	2	936	621	...	...	24	926	4	3,224	
Subordinate Magistrates. Benches of Magistrates	...	...	...	...	...	...	...	...	...	...	
District and Divisional Magistrates.—Cases referred under Section 46, C. P. C.	25	...	5	16	4	...	...	23	1	...	
Chief Magistrate of District	697	1	301	290	77	28	...	463	2	830	
Court of Sessions.	28	1	9	16	...	...	2	18	23	83	
Superior Court (Judicial Commissioner's Court)	...	...	...	...	...	...	...	...	...	...	
Total.....	2,333	4	1,251	943	81	28	26	1,430	3·60	4,137	

JUDICIAL STATEMENT 5.—CRIMINAL.

Statement showing the Punishments inflicted by the various Criminal Tribunals in the Province of Coorg in the year 1882.

Class of Tribunal.	Persons sentenced to—								Persons ordered to find or give security or recognizance to keep the peace, or sureties for good behaviour.	Persons imprisoned in default of security for good behaviour.	Detail of Punishment.															Number of Boys whose sentences were commuted to detention in a Reformatory School.
				Imprisonment.							Fine.									Imprisonment.					Whipped.			
	Death.	Transportation.	Penal servitude.	Rigorous.	Simple.	Forfeiture of property.	Fine.	Whipping.			Rs. 10 and under.	Rs. 50 and under.	Rs. 100 and under.	Rs. 500 and under.	Rs. 1,000 and under.	Above Rs. 1,000.	Total amount of fines imposed during the year.	Total amount of fines realized during the year.	Amount paid by way of compensation.	15 days and under.	6 months and under.	2 years and under.	7 years and under.	Above 7 years.	10 stripes and under.	20 stripes and under.	30 stripes and under.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29
Village Officers	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Subordinate Magistrates. Special Magistrates under Section 42 ...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Subordinate Magistrates. Honorary Magistrates sitting singly ...	...	...	...	...	..	...	...	...	..	...	...	...	...	...	...	...	..	...	...	...	...	...	...	...	...	...	..	..
Subordinate Magistrates. Stipendiary Magistrates sitting singly ...	...	...	...	82	29	...	552	8	...	...	517	35	...	...	...	...	2,823 15 0	2,713 15 0	317 4 0	73	37	...	...	...	...	4	4	...
Subordinate Magistrates. Benches of Magistrates ...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
District and Divisional Magistrates.—Cases referred under Section 46, C. P. C.	...	...	...	11	...	...	1	9	...	...	1	...	...	...	...	...	2 0 0	2 0 0	...	2	8	1	...	...	4	5	...	...
Chief Magistrate of District ...	...	...	...	85	3	...	97	35	*186	1	42	44	5	5	1	...	4,154 0 0	2,511 3 3	184 13 7	...	47	42	...	...	...	19	16	...
Court of Sessions	...	...	...	14	2	...	8	...	...	...	...	5	2	1	...	...	614 0 0	483 10 0	...	...	6	6	4	..	...	...	...	...
Superior Court (Judicial Commissioner's Court)	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	..	..	...	...	...	...	..
Total	...	...	...	192	34	..	658	52	186	1	560	84	7	6	1	...	7,593 15 0	5,710 12 3	502 1 7	75	98	49	4	...	4	28	20	...

* This number includes 178 persons tried under Act XIII of 1859.

ANNUAL STATEMENT 5 A (CRIMINAL.)

12 A (Rule No.———of June 1882).

Showing the Particulars of Whipping inflicted by the Criminal Tribunals.

PART I.

Showing Whipping inflicted under Sections 2 and 3, Act VI of 1864, in lieu of other punishment.

Offences for which awarded.	Number of stripes awarded.													
	5 and under.		6 to 10.		11 to 15.		16 to 20.		21 to 25.		26 to 30.		Total.	Remarks.
	1st conviction.	2nd or subsequent conviction.	1st conviction.	2nd or subsequent conviction.	1st conviction.	2nd or subsequent conviction.	1st conviction.	2nd or subsequent conviction.	1st conviction.	2nd or subsequent conviction.	1st conviction.	2nd or subsequent conviction.		
1	2	3	4	5	6	7	8	9	10	11	12	13	14	
In lieu of other punishment (*Section 2 and 3, Act VI*, 1864).														
1. Theft as defined in ... Section 378, I. P. C. ...	...	...	...	...	...	...	9	...	4	...	6	...	19	
Section 380 „ ...	...	...	...	...	...	...	...	...	...	...	1	...	1	
Section 381 „ ...	...	...	...	...	...	...	...	...	...	...	1	...	1	
Section 382 „ ...	...	...	...	...	...	...	...	...	...	...	...	...	...	
2. Extortion as defined in ... Section 388 „ ...	...	...	...	...	...	...	...	...	...	...	...	...	...	
Section 389 „ ...	...	...	...	...	...	...	...	...	...	...	...	...	...	
3. Dishonestly receiving stolen property as defined in ... Section 411 „ ...	...	...	...	...	...	...	5	...	3	...	2	...	10	
Section 412 „ ...	...	...	...	...	...	...	...	...	...	...	...	...	...	
4. Lurking house trespass by night as defined in Section 443 ...	...	...	...	...	...	...	...	...	...	...	...	...	...	
5. Lurking house trespass as defined in Section 444... ...	...	...	...	...	...	...	...	...	...	...	...	...	...	
6. House-breaking as defined in Section 445 ...	...	...	...	...	...	...	1	...	...	...	...	...	1	
7. House-breaking by night in Section 446 ...	...	...	...	...	...	...	...	...	...	...	...	...	1	
8. Offences under Section 14, Act III, 1860 ...	...	...	...	...	...	...	...	...	...	...	1	...	...	

Note.—Include juveniles punished under any of these heads.

PART II.

Statement showing Whipping inflicted in addition to other punishments, Sections 3 and 4, Act VI of 1864.

Offences for which awarded.	Number of stripes.						Total.	Remarks.
	5 and under.	6 to 10.	11 to 15.	16 to 20.	21 2 to 5.	26 to 30.		
1	2	3	4	5	6	7	8	
In addition to other punishment (*Sections 3 and 4*)								
A. Section 3.								
1. Theft as defined in ... Section 378, I. P. C. ...	...	...	...	...	...	...	...	
„ 380 „ ...	...	...	...	1	...	1	2	
„ 381 „ ...	...	...	...	...	...	...	...	
„ 382 „ ...	...	...	...	...	...	...	...	
2. Extortion ... ... Section 388 „ ...	...	...	...	...	...	...	...	
„ 389 „ ...	...	...	...	...	...	...	...	
3. Dishonestly receiving stolen property ... ... Section 411 „ ...	...	...	...	...	...	...	...	
„ 412 „ ...	...	...	...	...	...	...	...	
4. Lurking house trespass „ 443 „ ...	...	...	...	...	...	...	...	
5. Do by night „ 444 „ ...	...	...	...	...	...	...	...	
6. House-breaking „ 445 „ ...	...	...	...	...	...	...	...	
7. Do by night „ 446 „ ...	...	...	...	...	...	...	...	
8. Offences under Section 14, Act III of 1880	...	...	...	...	...	...	...	
B. Section 4.								
1. False evidence Section 193, I. P. C. ...	...	...	...	...	...	...	...	
„ 194 „ ...	...	...	...	...	...	...	...	
„ 195 „ ...	...	...	...	...	...	...	...	
2. False charge of unnatural offence as defined in Section 211 and 377, I. P. C.	...	...	...	...	...	...	...	
3. Assault Section 354, I. P. C ...	...	...	...	...	...	...	...	
4. Rape „ 375 „ ...	...	...	...	...	...	...	...	
5. Unnatural offence „ 377 „ ...	...	...	...	...	...	...	...	
6. Robbery „ 390 „ ...	...	...	...	...	...	...	...	
7. Dacoity „ 391 „ ...	...	...	...	...	...	...	...	
8. Attempt at robbery „ 393 „ ...	...	...	...	...	...	...	...	
9. Hurt in committing robbery „ 394 „ ...	...	...	...	...	...	...	...	
10. Receiving stolen property „ 413 „ ...	...	...	...	...	...	...	...	
11. Forgery ... ... Section 463 „ ...	...	...	...	...	...	...	...	
„ 466 „ ...	...	...	...	...	...	...	...	
„ 467 „ ...	...	...	...	...	...	...	...	
„ 468 „ ...	...	...	...	...	...	...	...	
„ 469 „ ...	...	...	...	...	...	...	...	
12. Lurking house trespass „ 443 „ ...	...	...	...	...	...	...	...	
13. Do by night „ 444 „ ...	...	...	...	...	...	...	...	
14. House breaking „ 445 „ ...	...	...	...	...	...	...	...	
15. Do by night „ 446 „ ...	...	...	...	...	...	...	...	

PART III.

Showing Whippings inflicted under Section 5, Act VI of 1864, on juveniles for offences other than those specified in Parts I and II.

Offences.	Stripes.												Total.	Remarks.
	5 and under.		6 to 10.		11 to 15.		16 to 20.		21 to 25.		26 to 30.			
	1st conviction.	2nd subsequent do.	1st conviction.	Subsequent do.	1st conviction.	Subsequent do.	1st conviction.	Subsequent do.	1st conviction.	Subsequent do.	1st conviction.	Subsequent do.		
1	2	3.	4	5	6	7	8	9	10	11	12	13	14	
Theft, Section 379, Indian Penal Code	1	...	2	...	2	...	1	...	...	...	...	...	6	
Theft, Section 380 „	...	...	...	...	1	...	...	...	...	...	...	...	1	
Receiving stolen property, Section 411, I. P. C.	...	...	...	...	...	...	4	...	...	...	...	...	4	
Fraudulent use of false weight or measure, Section 265, I. P. C...	...	...	...	...	...	...	...	...	1	...	...	...	1	
Using words, &c. with deliberate intent to wound the religious feelings of any person	...	...	...	...	4	...	...	...	1	...	...	...	5	

PART IV.

Showing relative number of times whipping was awarded as compared with other punishments

Punishments.	Number.	Remarks.
1	2	3
1. Total number of whippings awarded	52	
2. Total number of other punishments „	1,071	
Percentage of whippings	4·63	

Total of column 14, Parts I and III and of column 8, Part II, not counting punishments of which whipping was a part but including all cases in which whipping might have been inflicted

JUDICIAL STATEMENT 6.—*Criminal.*

Statement showing the Result of Appeal and Revision in Criminal Cases in the Province of Coorg in the year 1882.

Tribunals.	Number of Persons.											Average number of days during which each appeal lasted.	Remarks.
	Total number of appellants and applicants for revision before the Courts.	Died, escaped, transferred to another Province.	Appeals or applications rejected.	Sentence or order confirmed.	Sentence enhanced.	Sentence reduced or otherwise altered.	Sentence reversed.	Proceedings quashed.	New trial or further enquiry ordered.	Referred for revision to the High Court.	Pending trial.		
1	2	3	4	5	6	7	8	9	10	11	12	13	14
APPEALS.													
To Chief Magistrates of Districts	40	...	1	26	...	2	11	...	...	...	...	12	
„ Courts of Sessions...	9	...	...	6	...	1	1	...	...	1	...	8	
To Superior Courts (Judicial Commr.'s Court) — By persons convicted	9	...	...	4	...	...	3	1	...	...	1	8·15	
To Superior Courts (Judicial Commr.'s Court) — By Government from judgments of acquittal	...	...	...	...	...	...	...	...	...	...	...	...	
Total.....	58	...	1	36	...	3	15	1	...	1	1	11·2	
REVISION.													
By Magistrates of Districts...	...	...	...	...	...	...	...	...	...	...	...	...	
„ Courts of Sessions...	...	...	...	...	...	..	...	...	...	...	...	..	
„ Superior Courts (Judicial Commissioner's Court)	10	...	6	...	...	2	1	...	...	...	1	9·7	
Total.....	10	...	6	...	...	2	1	...	...	...	1	9·7	
Grand Total.....	68	...	7	36	...	5	16	1	...	1	2	10·6	

JUDICIAL STATEMENT 13.—*Criminal.*

Statement showing Use of Juries and Assessors in the Civil and Criminal Courts in the Province of Coorg in the year 1882.

Classes of Courts in which Jurors or Assessors are employed, distinguishing Criminal from Civil Courts.	Established or average number of Jury or Assessors in each case and prescribed qualifications.	Number of cases tried by Jury.	Number of cases tried with Assessors.	Jury Trials.					Assessors' Trials.			
				Cases in which the Judge approved of the verdict.	Cases in which the Judge did not approve of the verdict.		Number of persons of the verdict in respect to whom the Judge disapproved.		Number of cases in which Judge agreed with Assessors.	Number of cases in which Judge differed from—		Remarks.
					Wholly.	Partially.	Whose cases he referred under Section 263, C. P. C.	Whose cases he did not refer under Section 263, C. P. C.		One Assessor.	Both Assessors.	
1	2	3	4	5	6	7	8	9	10	11	12	13
I. Civil Courts.												
Chief Court of Districts (or officer specially empowered) acting under Act X of 1870 ... ... Assessors ...	...	...	...	...	...	...	...	...	...	...	...	
II. Criminal Courts.												
Magistrates' Courts under Chapter XXXIX, C. P. C. ... Assessors ...												
Courts of Session ... ... Assessors ...	3	...	18	...	...	...	...	...	13	3	2	
Judicial Commissioner's Court, Criminal Jurisdiction... ... Assessors ...												
Total.....	3	...	18	...	...	...	...	...	13	3	2	

C. G. PLUMER,
Offg. Judicial Commissioner.

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